

RECORD OF THE COUNCIL OF THE CITY OF SAINT CHARLES, MISSOURI
December 18, 2012

The City Council convened in Regular Session on Tuesday, December 18, 2012, at 7:00 p.m. in the Council Chambers on the fourth floor of City Hall, 200 North Second Street, with President of the Council Laurie Feldman, presiding, The Honorable Mayor Sally A. Faith and the Members of the Council present as follows: Dave Beckering, Tom Besselman, Michael Klinghammer, Bridget Ohmes, Mary Ann Ohms, Jerry Reese, Ron Stivison, Mary West and Michael Weller. Absent: None. City Clerk Laura L. Whitehead was present and performed the duties of that office.

File #47729

The meeting was opened with the Invocation, those present standing in a moment of silence, followed by the Pledge of Allegiance to the Flag.

AWARDS/PROCLAMATIONS/PRESENTATIONS

City Lights Christmas Display Award Presentations

The Honorable Mayor Sally A. Faith and Michelle Muir, Chairperson of the Beautification Commission, presented awards to the winners of the St. Charles City Lights Christmas Display contest sponsored by the City's Beautification Commission.

Introduction of the Following Staff Members from the Public Works Department: Eric Allmon, Sr. Project Manager; Steve Noonan, Sr. Project Manager; and Brian Faust, Right-of-Way Specialist

Director of Public Works Debra Aylsworth introduced Eric Allmon, Steven Noonan, and Brian Faust. Each staff member provided a brief bio on their employment and educational backgrounds.

Presentation from the National Weather Service Recognizing the City of St. Charles, Missouri as a "Storm Ready Community"

Fire Chief Rick Daly stated this recognition was made possible by the efforts of Battalion Chief Gary Bird and Battalion Chief Michael Grzyb; and through their efforts, the process to make application as a Storm Ready Community was completed. Battalion Chief Michael Grzyb introduced Jim Cramper, representative from the National Weather Service. Mr. Cramper bestowed the Storm Ready Community designation to the City of St. Charles.

Recognition of Councilmember Michael Klinghammer for Years of Dedicated Service with the City of St. Charles, Missouri

Council President Laurie Feldman presented a plaque to retiring Councilmember Michael Klinghammer for his hard work and commitment to the City of St. Charles during his tenure as Councilmember.

The Honorable Sally A. Faith presented an embroidered Seal of the City of St. Charles to retiring Councilmember Michael Klinghammer and thanked him for all his years of service to the City of St. Charles.

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PUBLIC COMMENT

Owen Peters, 729 Apricot, St. Charles, Missouri, commended Fire Chief Rick Daly and Deputy Chief Rich Oney for meeting with him and explaining the Fire Department's operations and the 911 operations.

RESOLUTIONS

A Resolution Adopting the Capital Improvement Program for the City of Saint Charles, Missouri, for the Fiscal Years 2013 through 2018 (*Sponsors: All Members of the City Council*)

Passed "Aye": Besselman, Feldman, Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, and Beckering

"Nay": None

Absent: None

Approved by the Honorable Mayor on December 19, 2012 and is known as **Resolution 12-37**

A Resolution Authorizing and Adopting a Title VI Plan, Which Includes Plans for Addressing Inclusive Public Participation and Limited English Proficiency, and Granting the Mayor and City Clerk Authority to Execute any Title VI Assurances or Related Documents (*Sponsor: Laurie Feldman*)

Passed "Aye": Feldman, Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, Beckering, and Besselman

"Nay": None

Absent: None

Approved by the Honorable Mayor on December 19, 2012 and is known as **Resolution 12-38**

A Resolution Authorizing a Post Employment Health Plan Program for Eligible Employees of the City of St. Charles through Nationwide Retirement Solutions (*Sponsor: Laurie Feldman*)

Council President Laurie Feldman requested to hold this item and referred it to the January 8th Work Session for further discussion.

BILLS FOR FINAL PASSAGE

Bill 10872 (Substitute Bill No. 1) (To be Withdrawn)

An Ordinance Amending Chapter 500 of the Code of Ordinances by Creating a New Article and Enacting Ten New Sections Pertaining to Registration of Vacant Commercial Structures (*Sponsor: Laurie Feldman*)

Council President Laurie Feldman withdrew Council Bill 10872.

File #47923

Bill 10907

An Ordinance Adopting a Budget for the City for the Period from January 1, 2013 to December 31, 2013, and Appropriating Money in the City Treasury to Pay the Cost of

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Operating the City Government During That Period in Accordance with the Budget
(Sponsors: All Members of the City Council)

Passed “Aye”: Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, Beckering,
Besselman, and Feldman
“Nay”: None
Absent: None

Approved by the Honorable Mayor on December 19, 2012 and is known as **Ordinance 12-239**

Bill 10908

An Ordinance Authorizing a Fifth Addendum to Lease with Investments Unlimited Development Corporation for the Lease of Office Space for the Fire Department Located at 118 North Second Street for the Period of December 1, 2012 through November 30, 2013 in an Amount Not to Exceed \$30,598.56 (*Sponsor: Laurie Feldman*)

Passed “Aye”: Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, Beckering,
Besselman, and Feldman
“Nay”: None
Absent: None

Approved by the Honorable Mayor on December 21, 2012 and is known as **Ordinance 12-240**

Bill 10909

An Ordinance Repealing Ordinance No.12-163 and Enacting a New Ordinance: (1) Authorizing the Establishment of Checking Accounts with Commerce Bank, N.A., and Designating Persons Authorized to Sign Checks; (2) Designating Enterprise Bank & Trust a Depository of the City of St. Charles, Missouri, Authorizing the Establishment of a Joint Bank Account Titled “The City of St. Charles, Missouri and St. Charles County Convention and Sports Facilities Authority” at Enterprise Bank & Trust, and Designating Persons Authorized to Initiate ~~Wire~~ ACH Transfers or Sign Checks on Behalf of the City; and (3) Designating New Frontier Bank a Depository of the City of St. Charles, Missouri, Authorizing the Establishment of a Joint Bank Account Titled “City of St. Charles, Missouri and St. Charles County Convention and Sports Facilities Authority Convention Center Operations” and “City of St. Charles, Missouri and St. Charles County Convention and Sports Facilities Authority Event Escrow Convention Center” at New Frontier Bank, and Designating Persons Authorized to Initiate ~~Wire~~ ACH Transfers or Sign Checks on Behalf of the City and Authority (*Sponsor: Laurie Feldman*)

Passed “Aye”: Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, Beckering, Besselman, and Feldman
 “Nay”: None
 Absent: None

Approved by the Honorable Mayor on December 19, 2012 and is known as **Ordinance 12-241**

Bill 10910

An Ordinance Approving the Record Plat for Lots 1 and 2 of City Block No. 15, a Subdivision of the City of Saint Charles, Missouri (*Sponsor: Tom Besselman*)

Passed “Aye”: Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, Beckering,
 Besselman, and Feldman
 “Nay”: None
 Absent: None

Approved by the Honorable Mayor on December 19, 2012 and is known as **Ordinance 12-242**

Passed “Aye”: Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, Beckering, Besselman, and Feldman
 “Nay”: None
 Absent: None

Passed “Aye”: Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, Beckering, Besselman, and Feldman
 “Nay”: None
 Absent: None

Passed “Aye”: Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, Beckering,
Besselman, and Feldman
“Nay”: None
Absent: None

Passed “Aye”: Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, Beckering, Besselman, and Feldman

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“Nay”: None

Absent: None

Approved by the Honorable Mayor on December 21, 2012 and is known as **Ordinance 12-246**

Bill 10915

An Ordinance of the City of St. Charles, Missouri, authorizing the City to execute Change Order #5 with Karrenbrock Construction Inc. for the South Main Street Roadway Improvement Project, for a deduction in the amount of \$79,637.03 (*Sponsor: Laurie Feldman*)

Passed “Aye”: Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, Beckering, Besselman, and Feldman

“Nay”: None

Absent: None

Approved by the Honorable Mayor on December 21, 2012 and is known as **Ordinance 12-247**

Bill 10916

An Ordinance Authorizing a Contract with Navistar, Inc. for the Purchase of Three (3) 2013 International 7400 SFA 4x2, 34,200 lb. G.V.W.R. Single-Axle Dump Trucks with All-Purpose Dump Bodies, Integrated Salt Spreaders and Snow Plows in an Amount Not to Exceed \$390,141.00 (*Sponsor: Laurie Feldman*)

Passed “Aye”: Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, Beckering, Besselman, and Feldman

“Nay”: None

Absent: None

Approved by the Honorable Mayor on December 21, 2012 and is known as **Ordinance 12-248**

Bill 10917

An Ordinance Annexing Certain Adjacent Contiguous Right of Way into the City of Saint Charles, Missouri, and Assigning the Right of Way to a Designated Ward of the City Being Petitioned for Annexation by the City of St. Charles (Approximately 1.220 Acres of Right of Way Located Along a Portion of South Main Street) (*Sponsor: Laurie Feldman*)

Passed “Aye”: Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, Beckering, Besselman, and Feldman

“Nay”: None

Absent: None

Approved by the Honorable Mayor on December 19, 2012 and is known as **Ordinance 12-249**

Bill 10918

An Ordinance Amending Chapter 640 of the Code of Ordinances by Adding Three New Sections Pertaining to Off-premises Canvassing (*Sponsor: Michael Klinghammer*)

Passed “Aye”: Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, Beckering, Besselman, and Feldman

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“Nay”: None

Absent: None

Approved by the Honorable Mayor on December 19, 2012 and is known as **Ordinance 12-250**

Bill 10919

An Ordinance Authorizing a Contract with HD Supply Waterworks, LTD for the Purchase of Miscellaneous Water Supplies Used by the Water Division in an Amount Not to Exceed \$140,000.00 (*Sponsor: Michael Klinghammer*)

Passed “Aye”: Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, Beckering, Besselman, and Feldman

“Nay”: None

Absent: None

Approved by the Honorable Mayor on December 21, 2012 and is known as **Ordinance 12-251**

Bill 10920

An Ordinance Amending Chapter 330 of the Code of Ordinances by Amending Section 330.030 to Prohibit U-Turns at the Intersection of Northbound Fifth Street and Bass Pro Drive (*Sponsor: Tom Besselman*)

Passed “Aye”: Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, Beckering, Besselman, and Feldman

“Nay”: None

Absent: None

Approved by the Honorable Mayor on December 19, 2012 and is known as **Ordinance 12-252**

Bill 10922

An Ordinance Authorizing the Binding of Insurance Coverage with Arthur J. Gallagher Risk Management Services, Inc. for the Purpose of Placing Various Lines of Insurance Coverage for the City in an Amount Not to Exceed \$760,074 (*Sponsor: Laurie Feldman*)

Passed “Aye”: Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, Beckering, Besselman, and Feldman

“Nay”: None

Absent: None

Approved by the Honorable Mayor on December 21, 2012 and is known as **Ordinance 12-253**

Bill 10923

An Ordinance Approving the Record Plat for The New Town at St. Charles Plat One-J, a Subdivision of the City of Saint Charles, Missouri (*Sponsor: Michael Klinghammer*)

Passed “Aye”: Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, Beckering, Besselman, and Feldman

“Nay”: None

Absent: None

Approved by the Honorable Mayor on December 19, 2012 and is known as **Ordinance 12-254**

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Bill 10924

An Ordinance Approving the Record Plat for The New Town at St. Charles Plat One-A-2, a Subdivision of the City of Saint Charles, Missouri (*Sponsor: Michael Klinghammer*)

Passed “Aye”: Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, Beckering, Besselman, and Feldman
 “Nay”: None
 Absent: None

Approved by the Honorable Mayor on December 19, 2012 and is known as **Ordinance 12-255**

Bill 10925

An Ordinance Approving the Record Plat for The New Town at St. Charles Plat Six-J, a Subdivision of the City of Saint Charles, Missouri (*Sponsor: Michael Klinghammer*)

Passed “Aye”: Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, Beckering, Besselman, and Feldman
 “Nay”: None
 Absent: None

Approved by the Honorable Mayor on December 19, 2012 and is known as **Ordinance 12-256**

Bill 10926

An Ordinance Approving Costs of Certain Improvements; and Authorizing Payments from the Project Fund in Connection with Phase Two-B Improvements of the Streets of St. Charles at Noah’s Ark Neighborhood Improvement District (*Sponsor: Laurie Feldman*)

Passed “Aye”: Klinghammer, Ohmes, Ohms, Reese, Stivison, Weller, West, Beckering, Besselman, and Feldman
 “Nay”: None
 Absent: None

Approved by the Honorable Mayor on December 19, 2012 and is known as **Ordinance 12-238**

BILLS FOR INTRODUCTION

The following Council Bills were introduced.

Bill 10921 (*Proposed Substitute Bill No. 1*)

An Ordinance Repealing Ordinance No. 12-167 and Enacting a New Ordinance to ~~Eliminate the Director of Human Resources Position and to~~ Establish a New Position Classification of Human Resources Manager of Grade C Exempt (*Sponsor: Laurie Feldman*)

Bill 10927

An Ordinance Amending Chapter 700 of the Code of Ordinances by Enacting a New Article, To Be Known As, Article V, Pertaining to Bulk Water Dispensing; Establishing a Permit Requirement for Bulk Water Haulers; Establishing a Permit Fee; Establishing a Per Gallon Water Fee for the Purchase of Bulk Water; and an Effective Date thereof (*Sponsor: Michael Klinghammer*)

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Retiring Councilmember Michael Klinghammer was removed as sponsor; and Councilmember Dave Beckering, Council President Laurie Feldman and Councilmember Jerry Reese requested that their names be added as sponsors.

Bill 10928

An Ordinance Approving the Record Plat for Resubdivision of Lot 13 of the Hamptons PD-R, a Subdivision of the City of Saint Charles, Missouri (*Sponsor: Mary West*)

Bill 10929

An Ordinance Amending Ordinance Number 12-200 to Correct an Error in the Ordinance Authorizing Amendment No. 5 to the Agreement with Gary Elmestad & Associates to Provide Consulting Services for Project and Funding Initiatives for the City of St. Charles in an Amount Not to Exceed \$81,000.00, for an Amended Amount Not to Exceed \$221,000.00 (*Sponsor: Laurie Feldman*)

Bill 10930

An Ordinance Amending Section 255.180 of the Code of Ordinances to Delete “Seeing Eye Dogs” and Insert “Service Animals” and a Definition Thereof (*Sponsor: Mary Ann Ohms*)
Council President Laurie Feldman requested her name be added as sponsor.

Bill 10931

An Ordinance Authorizing Acceptance of Public Improvements and Their Appurtenances at the Pearl Ridge Estates Subdivision and Authorizing Release of Security related thereto (*Sponsor: Michael Klinghammer*)
Retiring Councilmember Michel Klinghammer was removed as sponsor; and Councilmember Dave Beckering, Council President Laurie Feldman and Councilmember Jerry Reese requested that their names be added as sponsors.

Bill 10932

An Ordinance Authorizing a Contract with R.V. Wagner, Inc., for the Old Highway 94 and Hackmann Road Improvements Project in an Amount Not to Exceed \$622,167.92 (*Sponsors: Mary West and Michael Weller*)

Bill 10933

An Ordinance Authorizing a Contract with Du-Con, Inc., for the Elm Point Water Treatment Plant Tank Improvements Project in an Amount Not to Exceed \$533,000 (*Sponsor: Michael Klinghammer*)
Retiring Councilmember Michael Klinghammer was removed as sponsor; and Councilmember Bridget Ohmes, Councilmember Dave Beckering, Council President Laurie Feldman and Councilmember Jerry Reese requested that their names be added as sponsors.

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Bill 10934

An Ordinance Authorizing Change Order Number 12 to the Contract with Goodwin Brothers Construction Company for the Missouri River Wastewater Treatment Facility Improvements Project in an Amount of \$482,231.12 for a Total Not to Exceed Amount of \$19,318,167.82
(Sponsor: Michael Klinghammer)

Retiring Councilmember Michael Klinghammer was removed as sponsor; and Councilmember Dave Beckering, Council President Laurie Feldman and Councilmember Jerry Reese requested that their names be added as sponsors.

Bill 10935

An Ordinance Amending Schedule III, Table III-A of Chapter 300 of the Code Ordinances by Establishing a 2-Hour Parking Restriction for the 800-900 Block of North Second Street
(Sponsors: Mary Ann Ohms, Tom Besselman, Jerry Reese, Ron Stivison, and Bridget Ohmes)

Bill 10936

An Ordinance Amending Schedule III, Table III-C of Title III, Traffic Code of the Code of Ordinances by Establishing a Time Restricted Loading Zone of Fifteen Minutes on Waverly Street, 220 Feet South of Lindenwood Avenue (Sponsors: Jerry Reese, Tom Besselman, Bridget Ohmes, Mary Ann Ohms, and Ron Stivison)

Bill 10937

An Ordinance Amending Schedule III, Table III-A of Chapter 300 and Schedule I of Chapter 325 of the Code of Ordinances by Establishing Parking Restrictions and Imposing a 20 Mile Per Hour Speed Limit Along South Main Street Between Boone's Lick Road and Reservoir Avenue (Sponsors: Jerry Reese, Ron Stivison, Mary Ann Ohms, Tom Besselman, and Bridget Ohmes)

Bill 10938

An Ordinance Authorizing a Right-of-Way Encroachment License with Eagle Pines Homeowners Association to Erect, Construct and Maintain Two (2), Twenty (20) Foot Black Anodized Aluminum Poles for the Operation, Monitoring and Maintenance of Surveillance Cameras Affixed to the Aluminum Poles on the Right of Way Located at Both Entrances of the Eagle Pines Development (Sponsors: Laurie Feldman, Mary West, Mary Ann Ohms, Tom Besselman, Jerry Reese, Ron Stivison, and Bridget Ohmes)

Bill 10939

An Ordinance Authorizing a Three-Year Contract with Melrose Pyrotechnics, Inc. for Providing Three Annual Fireworks Displays to be Held on July 4, 2013; July 3 and July 4, 2014; and July 3 and July 4, 2015 for a Total Contract Amount Not to Exceed \$210,850.00
(Sponsor: Ron Stivison)

Councilmember Jerry Reese requested Council Bill 10939 be added to the January 8, 2013, Council Work Session agenda for discussion.

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Bill 10940

An Ordinance Authorizing Amendment No. 7 to the Contract with Environmental Management Corporation (EMC) for the Operation and Maintenance of the City's Wastewater Treatment Facilities (*Sponsor: Michael Klinghammer*)

Retiring Councilmember Michael Klinghammer was removed as sponsor; and Councilmember Dave Beckering, Council President Laurie Feldman and Councilmember Jerry Reese requested that their names be added as sponsors.

ITEMS FOR DISCUSSION

Selection of Council Liaison to Audit Committee and Board of Public Works (*referred by Council President Laurie Feldman*)

A motion was made by RON STIVSION to approve the appointment of Councilmember Mary Ann Ohms as council liaison to the Audit Committee; and the appointment of Councilmember Dave Beckering as council liaison to the Board of Public Works. BRIDGET OHMES seconded the motion. A roll call vote was taken, with the following results: "Aye": Ohms, Reese, Stivison, Weller, West, Beckering, Besselman, Feldman, Klinghammer, and Ohmes. "Nay": None. Absent: None. Motion passed.

File #47924

CONSENT AGENDA

A motion was made by DAVE BECKERING to approve the Consent Agenda. JERRY REESE seconded the motion. A roll call vote was taken, with the following results: "Aye": Ohms, Reese, Stivison, Weller, West, Beckering, Besselman, Feldman, Klinghammer, and Ohmes. "Nay": None. Absent: None. Motion passed.

A. Approval of Council Minutes

1. Regular Council Meeting of December 4, 2012
2. Public Hearing Meeting of December 4, 2012

File #47925

B. Approval of Council Committee Reports

1. Approval of Council Committee Minutes
 - a. Council Work Session of December 4, 2012
 - b. Street Committee Meeting of December 11, 2012
 - c. Council Work Session of December 11, 2012

File #47730

File #47735

File #47730

2. Approval of Council Committee Motions/Actions/Recommendations
 - a. Council Work Session of December 4, 2012 (*none*)
 - b. Street Committee Meeting of December 11, 2012
 - i. Motion to approve staff to move forward with a Bill for Introduction designating taxi cab parking on the north side

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- of Monroe between Main Street and Riverside 10 p.m. to 2:30 a.m. and establishing a loading zone on a portion of the south side of Jefferson between Main and 150 feet east of Riverside Thursday through Sunday 5:00 p.m. to 1:00 a.m. with a 15 minute time limit
 - ii. Motion to approve the extension of an existing no parking zone from the driveway at 153 College Drive to the end of the driveway at 150 College Drive
 - iii. Motion to accept staff recommendation and grant a Right-of-Way Encroachment License for Eagle Pines Subdivision Home Owners Association
 - iv. Motion to establish no parking zones on narrow street segments on S. Main Street between Boone's Lick and Reservoir, in addition to lowering the speed limit from 25 mph to 20 mph
 - v. Motion to accept staff recommendation and grant a Right-of-Way Encroachment License for the Bike Stop Café
 - c. Council Work Session of December 11, 2012 (*none*)
- C. Receipt of Reports from Boards, Commissions or Committees
- 1. Planning and Zoning Commission Meeting of October 22, 2012
File #47784
 - 2. Citizens with Disabilities Advisory Board Meeting of August 22, 2012
File #47836
 - 3. Board of Adjustment Meeting of November 5, 2012
File #47740
 - 4. Convention Center Oversight Subcommittee Meeting of September 24, 2012
 - a. Motion to approve \$100,000 decrease in the 2013 operating budget and resubmit revised budget
 - b. Motion requiring all capital purchases over \$25,000 to be preapproved by the committee
 - c. Motion to accept the 2013 Capital Budget and each item be preapproved for purchase by the committee if it exceeds \$25,000
 - d. Motion to approve the Buy Down Fund Procedures as amended
File #47741
 - 5. Board of Public Works Meeting of October 8, 2012
 - a. Motion to recommend approval to Amend Section 705.280 of the City of St. Charles Code of Ordinances regarding the Sewer Lateral Repair Program to temporarily, for one (1) year (2013), to reduce the annual fee from \$28.00 to \$20.00
 - b. Motion to recommend authorization to enter into a General Engineering Services Contract with Burns & McDonnell to prepare

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- Request for Proposal (RFP) for Wastewater Contract Operations in the amount not to exceed \$44,300.00
- c. Motion to recommend approval of the contract with Coe Equipment Co. for the purchase of a 2013 Vactor with a Self-Contained Catch Basin Sewer Cleaner mounted on an International 7500 tandem axle chassis in an amount not to exceed \$238,587.00
 - d. Motion to recommend a contract with R.V. Wagner for the Bridge Culvert Maintenance Project in an amount not to exceed \$222,117.50
 - e. Motion to recommend approval of a contract with SAK Construction, LLC for the Sandfort Creek Lift Station Trunk Sewer Rehabilitation in an amount not to exceed \$459,731.50
 - f. Motion to recommend approval of a contract amendment with River City Construction for the Mississippi River Wastewater Upgrade contract for the repairs to the Grit Removal System in an amount not to exceed \$21,488.13, bringing the total contract amount not to exceed to \$23,251,521.40
 - g. Motion to recommend approval of the Streets of St. Charles Easement Vacation 1
 - h. Motion to recommend approval of the Streets of St. Charles Easement Vacation 2
 - i. Motion to recommend approval of the contract with HD Supply Waterworks for the purchase of Water Supplies in an amount not to exceed \$268,609.68
 - j. Motion to recommend approval of Supplemental Agreement # 10 with Kolb Grading, LLC for Pearl Ridge Stormwater Project in an amount not to exceed \$20,193.45, for a total contract amount not to exceed \$1,784,339.95
 - k. Motion to table this item (*Approval of an Ordinance accepting water, storm sewer utilities, sanitary sewer utilities, City streets, and their appurtenances at Pearl Ridge Estates and authorization for full release of escrow funds for improvements listed*) to allow Staff to consult with the City's Legal Department to see if the City can retain the escrow due to City funds being used for improvements in the storm sewer lift station

File #47771

- 6. Human Relations Commission Meeting of November 1, 2012

File #47797

- 7. Beautification Commission Meeting of October 3, 2012

File #47819

- 8. Board of Public Works Meeting of November 19, 2012

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- a. Motion to recommend approval of the contract with Gateway Bobcat for the purchase of one (1) new Bobcat E80 in an amount not to exceed \$94,239.25
- b. Motion to recommend approval to implement Alternate #1 to replace the existing Lift Station with a new Lift Station, to include a new wet well, new pumps, SCADA and electronic controls, upgrading the electrical service, a new flow meter, elevating the wet well, and a new valve vault
- c. Motion to recommend approval of a contract with Ideal Landscape for the Boschert Creek Stabilization (West Adams to West Clark Streets) in an amount not to exceed \$291,924.00
- d. Motion to recommend approval of Amendment No. 7 to the Operations and Maintenance of the Wastewater Facilities with Environmental Management Corporation for a decrease of \$45,184.00 and increase on the 2012 Maintenance and Repair in an amount not to exceed \$25,000.00
- e. Motion to approve the Settlement Agreement through a Change Order with River City Construction in an amount not to exceed \$130,885.00. Members of the Board requested that Staff actively pursue a discussion with Donohue & Associates for a 50/50 cost share between the City and Donohue for the cost
- f. Motion for Staff to renegotiate the lease agreement with Verizon Wireless for lease of Facilities on First Capitol Water Tower

File #47771

D. Receipt of Reports of the Director of Administration

- 1. Public Works Winter Operations Readiness Update

File #47926

- 2. Authorization to Negotiate an Engineering Services Contract with HR Green for the Kingshighway Improvement Project Design

File #47927

- 3. Authorization to Negotiate an Engineering Services Contract with URS for the Muegge Road at Mexico Road Improvement Project Design

File #47928

- 4. Monthly Report on Requests for Intra-Departmental Transfers of Appropriations >\$10,000 – November 2012

File #47743

E. Approval of Contracts and Easements from \$30,001 - \$99,999

- 1. Contract with World Wide Technology, Inc. for a Hewlett Packard Multi-Site SAN in an Amount Not to Exceed \$45,397.32

C12-717

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| C10-600 | 2. Contract with ISS Facility Services, Inc. for Janitorial Services at City Hall and the Senior Center from January 1, 2013 through December 31, 2013 in an Amount Not to Exceed \$38,343.00 |
| C12-716 | 3. Contract with Vulcan, Inc. DBA Vulcan Signs for the Purchase of High Intensity Prismatic (HIP) Street Signs in Accordance with the City Sign Replacement Program Project Number C12STREETS053 in an Amount Not to Exceed \$33,056.38 |
| C12-18 | 4. Contract Amendment No. 1 in the Amount of \$20,000 with Asphaltic Maintenance and Construction, Inc. for Asphalt Pavement Repairs for a Total Not to Exceed Contract amount of \$95,000 |
| C12-18 | 5. First Renewal Contract with Asphaltic Maintenance and Construction, Inc. for Asphalt Pavement Repairs in an Amount Not to Exceed \$75,000.00 |
| C10-521 | 6. Second Renewal Contract with Thoele, Inc. for Contractual Snow Removal Services for the 2012/2013 Winter Season in an Amount Not to Exceed \$70,000.00 |
| C11-630 | 7. Supplemental Agreement No. 3 with Intuition & Logic for Engineering Services on the Cole Creek Shadow Wood Hydraulic Restoration in an Amount Not to Exceed \$1,616.00, for a contract total of \$65,844.00 |
| C12-714 | 8. Contract with MERS Missouri Goodwill Industries for Janitorial Services for One (1) Year from January 1, 2013 through December 31, 2013 at the St. Charles Criminal Justice Center in an Amount Not to Exceed \$32,523.74 |
- F. Preliminary Plats (*none*)
- G. Miscellaneous
1. Approval of Arts and Culture Expenditures
- a. \$4,085.00 – Historic Downtown Association “Fete De Glace 2013”
- Councilmember Michael Klinghammer voiced concerns relative to the recent changes in the Arts & Culture Rules; more specifically going from the 80/20 Funding Rule to a new 50/50 Funding Rule and the hardship this will place on the event organizers. Mayor Faith stated Administration will re-visit the rules and the collection of final accounting documents.
File #47748
2. Report of Court Administrator of Monies Collected and Deposited During the Month of November 2012

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File #47746

3. Approval of Liquor License Application for Mark Stoechner, d/b/a: Drinking Horn Lounge II, located at 2234 First Capitol Drive

File #47725

4. Request for Council to Initiate an Amendment to the Zoning Ordinance Regarding Conditional Use Permits for Group Homes

File #47929

- *5. Approval of Letter Agreement to Extend Agreements between Police Officers Association Bargaining Units and the City to February 28, 2013

C09-252

REPORT OF THE MAYOR

Appointments to Board/Commissions

A motion was made by DAVE BECKERING to approve the following appointments:

Appointment of Directors to the Elm & 370 Community Improvement District

- Appointment of Brad Franta to act as interim director to the board of directors of the Elm & 370 CID to fill the unexpired term of Timothy Sansone expiring September 20, 2014;
- Appointment of John Kastner to act as interim director to the board of directors of the Elm & 370 CID to fill the unexpired term of Nicholas Sansone expiring September 20, 2014;
- Appointment of Duane Mueller to act as successor director to the board of directors of the Elm & 370 CID with term expiring September 20, 2016;
- Appointment of Robert Cissell to act as successor director to the board of directors of the Elm & 370 CID with term expiring September, 2016;
- Appointment of Aaron Reuther to act as successor director to the board of directors of the Elm & 370 CID with term expiring September, 2016

~~West Clay Extension CID:~~

~~Appointment of Michael Anthon for a 3-year term ending December 31, 2015~~

~~Appointment of Christopher Bertel for a 3-year term ending December 31, 2015~~

~~Appointment of David Ramirez for a 2-year term ending December 31, 2014~~

~~Appointment of Franklin Sears for a 2-year term ending December 31, 2014~~

~~Appointment of Jill Duchinsky for a 2-year term ending December 31, 2014~~

JERRY REESE seconded the motion. A roll call vote was taken, with the following results:
"Aye": Reese, Stivison, Weller, West, Beckering, Besselman, Feldman, Klinghammer, Ohmes, and Ohms. "Nay": None. Absent: None. Motion passed.

File #47829

RECORD OF THE COUNCIL OF THE CITY OF SAINT CHARLES, MISSOURI
December 18, 2012

Written and/or Verbal Messages from the Mayor

The Honorable Mayor Sally A. Faith announced upcoming events in the City of St. Charles and for more information, please visit the City's website at www.historicstcharles.com.

ANNOUNCEMENTS FROM COUNCILMEMBERS/MISCELLANEOUS

Update from Council Liaisons on Board/Commission/Committee (*RCA Attached*)

Council liaison to the Landmarks Board/Councilmember Dave Beckering provided a brief update relative to Case No. C/A 83-12 – 1106 South Main Street and also stated the Landmarks Board will be holding a Special meeting on January 3, 2013 to continue discussion on this item.

Councilmember Ron Stivison and Councilmember Michael Klinghammer provided a brief update relative the Public Facility Safety Committee (formerly known as the Fire Station Design Committee) meeting held on December 17, 2012; more specifically the Committee's recommendation to the full Council to move the Fire Department's administrative offices from 118 North Second Street to the new Fire Station 4 Public Safety Facility; and recommend design option #2 for the Public Safety Facility Phase 2 as presented to the Committee.
File #47930

Councilmember Jerry Reese provided a brief update relative to the Street Committee meeting held on December 12, 2012; more specifically the Committee's recommendation to the full Council to designate taxi cab parking on the north side of Monroe between Main Street and Riverside 10 p.m. to 2:30 a.m. and establishing a loading zone on a portion of the south side of Jefferson between Main and 150 feet east of Riverside Thursday through Sunday 5:00 p.m. to 1:00 a.m. with a 15 minute time limit.

Council President Laurie Feldman thanked all who donated coats to the Annual Helping Hands Coat Drive. Over 560 coats were donated and well over 1,000 accessories (hats, gloves, scarves and blankets) - Surpassing all past years!

The Regular Council Meeting was adjourned at 8:18 p.m.

Date Approved

City Clerk

Laurie Feldman, Presiding Officer

Note: Underlining indicates portion added. Strikethrough indicates portion deleted.